

On January 3, 1928, Albert H. Beachley, Washington, D. C., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$100, conditioned in part that it not be sold or otherwise disposed of contrary to law.

W. M. JARDINE, *Secretary of Agriculture.*

**15580. Adulteration and misbranding of Ra'-Balm and Ra'-Aid. U. S. v. 4 Dozen Packages of Ra'-Balm, et al. Default decree of condemnation, forfeiture, and destruction.** (F. & D. Nos. 22151, 22152, 22153. I. S. Nos. 17626-x, 17627-x. S. No. 202.)

On November 15, 1927, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 4 dozen packages of Ra'-Balm and 35% dozen packages of Ra'-Aid, remaining in the original unbroken packages at San Francisco, Calif., alleging that the articles had been shipped by the National Radium Laboratories, Inc., from Minneapolis, Minn., on or about June 28, 1927, and transported from the State of Minnesota into the State of California, and charging adulteration and misbranding in violation of the food and drugs act as amended.

Analyses of samples of the articles by this department showed that the Ra'-Balm was an ointment containing soap, salicylates including methyl salicylate, and a small amount of mineral material, and that it did not contain radium; and that the Ra'-Aid consisted essentially of an aqueous solution of boric acid, zinc and sodium sulphates and chlorides, colored green with a coal-tar dye and flavored with peppermint oil; and that it did not contain radium.

Adulteration was alleged in the libel with respect to the Ra'-Balm for the reason that its strength fell below the professed standard or quality under which it was sold, namely: (Carton and bottle label) "Genuine Radium Salve \* \* \* Ra'-Balm \* \* \* Guaranteed to Contain Actual Radium of High Purity \* \* \* National Radium Laboratories;" (white circular) "Ra'-Balm, which is a strongly charged Radium salve \* \* \* Ra'-Balm means Radium-Balm, and contains genuine Radium \* \* \* National Radium Laboratories."

Misbranding was alleged with respect to the said Ra'-Balm for the reason that the above-quoted statements borne on the labeling were false.

Adulteration of the Ra'-Aid was alleged for the reason that its strength fell below the professed standard or quality under which it was sold, namely, "Genuine Radium Solution \* \* \* National Radium Laboratories."

Misbranding was alleged with respect to the said Ra'-Aid for the reason that the above quoted statements borne on the labeling thereof were false.

Misbranding was alleged with respect to both products for the further reason that the following statements regarding the curative or therapeutic effect of the articles were false and fraudulent, since they contained no ingredients or combinations of ingredients capable of producing the effects claimed: (Ra'-Balm, carton) "Rheumatism and all Inflammatory Conditions;" (Ra'-Balm, bottle label) "For all Inflammatory Conditions, \* \* \* For Rheumatism and inflammatory conditions take hot bath from 30 to 45 minutes. Rub Ra'-Balm in thoroughly until it penetrates, 2 or 3 times a day. For other ailments such as sprains, swellings, colds, aches, stiff joints, apply hot towels to sore part, and rub in Ra'-Balm as directed above, 2 or 3 times a day until all pain disappears, \* \* \* Ra'-Balm is unequaled in eliminating aches, pain and inflammatory conditions \* \* \* There is nothing which equals Ra'-Balm when used as a shampoo, as it eliminates scalp disease, stimulates the Hair Cells and increases the activity of the same. In many cases Ra'-Balm will eliminate baldness;" (Ra'-Balm, white circular) "The use of Radium is indicated in chronic women's diseases, Neuralgia, Neuritis, Lumbago, Goitre, nervous diseases, or any inflammatory condition, by using Ra'-Balm, which is a strongly charged Radium salve that penetrates through the entire body. \* \* \* It took many years to perfect this wonderful salve, which penetrates, reduces and eliminates pain from any part of the body. It has been acknowledged by leading doctors and scientists to be the most efficient easer of pain known and an effective destroyer of the disease itself in its finality. The penetrating action of Ra'-Balm is due to the Radium Content. Ra'-Balm, when used according to directions, will simplify and ease pain whether the inflamma-

tion be in the wrist, elbow, shoulder, knee, ankle, etc., eliminating any pain caused from Rheumatism or colds. Ra'-Balm puts an end to such ailments as Lumbago, Neuralgia, Neuritis, Aching muscles, stitch in the side, Crick in the neck, or that tired feeling. It works miraculously. Thousands of users praise it. Ra'-Balm when used as a shampoo, eliminates Scalp disease and makes the hair cells more active and in many cases eliminates baldness. When used in treating Goiter, apply several hot towels to part affected, then rub Ra'-Balm in thoroughly until it penetrates. Ra'-Balm should be applied 3 to 5 times daily until all swelling disappears. \* \* \* Ra'-Balm for Rheumatism;" (Ra'-Aid, bottle label and carton) "Guaranteed to relieve and prevent pyorrhea \* \* \* Ra'-Aid \* \* \* Destroys Germs Heals Gums—Saves Teeth;" (Ra'-Aid, carton, only) "Pyorrhea Preparation;" (Ra'-Aid, bottle label only) "Pyorrhea Remedy \* \* \* To eradicate pyorrhea \* \* \* Ra'-aid should be used three or four days prior to scaling to remove soreness and swelling. \* \* \* Irrigate all pockets with full strength Ra'-Aid \* \* \* and apply to gum margin of all teeth;" (white circular) "Radium—The use of Radium by the medical profession is rapidly increasing, but its possibilities are not yet fully appreciated. Only an absolute lack of knowledge of the benefits to be obtained from the use of Radium can account for failure to adopt this method of treatment for disease. Radium, as a curative agent, has positively demonstrated its effectiveness in a long list of ailments, and its beneficial influence upon many of the bodily functions. It has an assured place in Therapeutics. Heretofore, its application under radical procedure, has been largely confined to the treatment of cancer, but it is now well known that Radium has a wide field of usefulness in the treatment of various disorders, which have proven either obstinate or incurable, and for which no other satisfactory treatment has been found. Radium is a physical agent, it is not a drug, and is not classed as a medical remedy. It forms no known chemical compounds within the body, but by its powerful action it stimulates chemical change, activate protoplasmic cells and tissues and promotes normal functioning. Radium lowers blood pressure. Radium modifies the constitution of the blood. Radium increases excretion of urine and uric acid. Radium increases sexual activity. Radium treatments are given by means of baths and by rubbing in Radium charged salve, until it penetrates and by direct exposure to Radium Rays. The technique is simple, and maximum results assured;" (Ra'-Aid, yellow circular) "What is Pyorrhea? It is a gum disorder that will rob you of your teeth—causing no end of suffering unless it is checked in its early stage! A very evil thing about it is, it does not manifest itself for months and months after it begins its eventual destruction of your teeth! You may now have it and don't know it—that's the pitiable thing about it! Four out of every five around forty are afflicted, some know it—thousands do not! Those who have it suffer with sore gums, loose teeth and shrinking gums, and how painful is this dreaded disease when it has its victim in its grasp. How these same people could have saved endless suffering and saved many a tooth had they known that Ra'-Aid would have prevented Pyorrhea from gaining headway. That's because it is such a sly worker—it doesn't begin by aggravating your gums or teeth—it starts in the gum tissues, nibbling at the cells day after day, month upon month—then all of a sudden you feel a soreness around your teeth—the gums get sensitive; but still you're apt to neglect to heed the warning given—you say: 'Oh pshaw, I've taken a little cold,' and you laugh off the signal Nature sends out. Had you resorted to Ra'-Aid the inflammation would not continue—and though you may gain a little temporary relief by applying some little local lotion,—this relief is only temporary—and that's the sad thing about Pyorrhea—it may be 'nursed' to restore comfort—but on and on this deceitful disease continues, and at each outbreak it gets worse and worse, and nothing can you do to gain permanent relief until you remove the cause! The Cause of Pyorrhea—Tartar on the teeth chiefly starts the gums to become inflamed—they swell, are sore and painful. Often they change in color from the natural flesh color, to an angry-looking fiery red—then they get tender and bleed, and when neglect to have the tartar removed the breath becomes offensive—a nasty taste clings to your mouth—the gums shrink from your teeth, with the result that they become 'wobbly' and in time drop out; Then it is you know you've pyorrhea! Why wait for that time to come? Why not check this insidious disease in its infancy? It can be done. You can do it with the greatest of all remedies ever known for all mouth disorders—infections of the gums—and rid yourself

for all time of that distressing disease—Pyorrhea—by faithfully and regularly using Ra'-Aid. Ra'-Aid is the treatment you need—it will end for all time any mouth infection, as it is scientifically prepared with Radium, the greatest known force in the world, acknowledged by the leading Doctors and Scientists to be the most radical and efficient destroyer of germ life and diseased tissues known. Radium not only destroys Pyorrhea but prevents it making inroads on your cherished possessions—your teeth—and that's why Ra'-Aid is as good as it is! Use Proves its Worth—Thousands of users praise it—it works miraculously—entirely frees you from the evil effects of Pyorrhea. This great remedy should be your daily companion—its cost is a trifle in comparison to the benefits you'll derive through its constant use. We know what it will do for you—we know its sterling merits and that's why we say 'Money back if not satisfied!' We Guarantee Ra'-Aid to relieve, prevent or destroy Pyorrhea, and will return its cost should it fail to satisfy."

On January 17, 1928, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

**15581. Misbranding of Borine. U. S. v. 5% Dozen Small Size Bottles, et al., of Borine. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21992. S. No. 30.)**

On July 26, 1927, the United States attorney for the District of Connecticut, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 5% dozen small-size, 6 dozen medium-size, and 3 dozen large-size bottles of Borine, remaining in the original unbroken packages at Hartford, Conn., alleging that the article had been shipped by the Borine Manufacturing Co., New York, N. Y., on or about July 9, 1927, and transported from the State of New York into the State of Connecticut, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of essential oils, boric acid, formaldehyde, glycerin, alcohol, and water.

It was alleged in the libel that the article was misbranded, in that the statements upon the carton containing the said article, to wit, "Antiseptic \* \* \* The alkalinity of Borine average about 0.108% expressed as Sodium Carbonate," were false and misleading in that the article was not an antiseptic, and contained no sodium carbonate, or other alkali. Misbranding was alleged for the further reason that the following statements regarding the curative and therapeutic effect of the article were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Avoid colds, sore throat and contagious diseases. 'A Clean mouth insures good health—Borine insures a clean mouth' \* \* \* A Penetrating Healing \* \* \* Antiseptic \* \* \* You will find sound teeth, healthy gums \* \* \* and good health are produced and maintained by the daily use of Borine Antiseptic Mouth-Wash \* \* \* stops decay of food particles lodged about the teeth, prevent soreness of the gums and mouth \* \* \* For a Douche: Dilute one to two tablespoonfuls of Borine in a pint of warm water. Borine is an excellent remedy for the treatment of vaginal catarrh, leucorrhea and other inflammatory conditions of the vagina and uterus, cleansing the inflamed membrane from all irritating and ill-smelling discharges, stimulating and toning it to a normal condition;" (circular) "The Bridge to Good Health Borine \* \* \* Healing Antiseptic Prevents Colds and all Throat Troubles \* \* \* Prevents colds and sore throat \* \* \*"

On October 11, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

**15582. Misbranding of Lifo gland tablets. U. S. v. 8½ Dozen Packages of Lifo Gland Tablets. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 22025. I. S. No. 14783-x. S. No. 52.)**

On August 19, 1927, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure